

UNION AND AMERICAN.

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The paper of "Phil-Justitia," in another column, is worthy of perusal.

The Knoxville Press and Herald states that Hon. Thomas A. R. Nelson has yielded to the solicitations of citizens and members of the bar all over the State, and consented to become a candidate for Judge of the Supreme Court.

The most important question before the country is, whether this is the land of the free and the home of the brave, or the home of taxed white slaves, while the land is becoming the property of government, of cliques of monopolists, and of "rings" of sharpers. And, it is very important.

The Knoxville Whig demands the calling of an extra session of the Legislature to ratify the proposed fifteenth amendment, but in the present straitened condition of the treasury and the enormous taxes already imposed upon the people, Gov. Senter wisely declines to convene the Legislature.

A good deal of important business was left unfinished at the adjournment of Congress. Among other matters of this kind, was the question of which Senator was the "masstiff" and which "the puppy" alluded to in Sprague's speech. The longer it is postponed, the more difficult its solution, and we hope it will be called up early in December. Canines are increasing in high places. However, it is said that when traitors become numerous treason becomes respectable, and by that time it may be the case with Senatorial puppyism.

How is this? The Press and Times is laudatory over the "dead calm" in Tennessee politics. Things, to it, look as idle as a painted ship upon a painted ocean. The people are at their plows, and it becomes their apathy. In vain the fire squeaks, the drum is thumped and the flag waved. The masses are lethargic. The lip of the "loyal" orator is dumb for lack of listeners. Grief sits on the heart of the organ. Only a few days since it was railing against agitation and denouncing agitators. "Let us have peace" was its constant pet. This judicial embroglio seems to have driven it "clean daff."

The Knoxville Whig speaks of the mobbing of the Rev. Mr. Smith by Blount county Radicals as simply "reprehensible," nothing more, and mildly regrets the occurrence. Had this been a Ku Klux outrage the indignation of that paper would have gone up to white heat. The Whig tries to break the force of this diabolical outrage by saying:

"In Middle and West Tennessee, where another sentiment prevails, ministers of the Methodist Episcopal Church have been killed or driven off by those of the other side."

This is very "reprehensible," for no such thing ever occurred in Middle or West Tennessee.

The Radical party in Memphis has split in two, and each wing has its candidate for Chancellor. Judge Hunter, who tried to suppress the Memphis Avalanche, is one of the candidates, and Judge W. H. Smith is the other. Barbour Lewis, who is a friend of the latter, reports Hunter as saying, "What in hell do we care for the State unless we can stay here and control it." In a note to the Appeal, Hunter declares having said this language, and says it is a lie manufactured by Barbour Lewis, but the Memphis Post says several gentlemen assure it that Hunter "has expressed this sentiment in their presence."

The Memphis Avalanche has been disappointed in Gov. Senter, and it pitches into him pretty heavy. It had been led to expect better things of Senter than of Brownlow, and so such thing has happened. "He accepts Brownlow's mantle and pursues his policy," quoth the Avalanche, and so that paper has no use for Senter. It sees some gleam of hope in Stokes, on account of two or three streaks of liberality in his speech here the other day, but it finally arrives at this conclusion: "We prefer the devil to Bechbush forever, and between Stokes and Senter we are endeavoring to learn which is the devil."

A DENIAL.

We copied the other day from the Greenville Union an account of the turbulent scenes that occurred in the Radical convention at that place. Col. Geo. E. Grisham, editor of the Jonesboro Flash, claims that he was misrepresented by the Greenville paper. In a card in the Knoxville Press and Herald, he says:

"I did introduce the resolution accented to me, to exclude Rebels and Conservatives from participation in this Radical convention, and this gave offense to Smith. He also called upon for an explanation in the committee room, which was given, where angry words passed on a point of veracity, but no collision whatever occurred, as stated in the Greenville paper."

Col. Grisham denies that he ever was a Rebel or that he voted for secession.

Forty years ago a young lady in New York State became an invalid, and her time has been an inmate of the almshouse. A few days since she recovered her mind, and is now making acquaintance with herself as a gray haired woman.

HOW THE RADICALS OF LAW ARE TO BE BROKEN DOWN.

We desire to call particular attention to a resolution Judge Shackelford makes in his address "to the citizens of Tennessee." The Legislature passed a law on the 14th of March, 1868, the "more effectually to secure the revenue for school purposes," in which the sub-district school directors are authorized and empowered "to assess such tax on property and polls as may be necessary to pay teachers, or meet the incidental expenses of causing to be taught the necessary schools as now required by law, five months in each year, and should any further tax be deemed necessary for the purpose of building, or repairing, or furnishing school houses, they shall estimate said amount, not to exceed three mills on the dollar, or fifty cents on each poll, and submit the question of assessment to the legal voters of the district," and if the majority of the legal voters of this district, present at said meeting, shall vote for the assessment, it shall be assessed. This was handing the question of taxing the property-owners, two-thirds of whom are disfranchised, over to irresponsible parties. The white citizens of Clarksville resisted this tax on the ground that its assessment was an unconstitutional stretch of power. Judge Shackelford, who was then the presiding Chancellor, granted an injunction restraining the collection of the tax, and at the late session of the Supreme Court in this city, he in the meantime having been appointed to the Supreme Court, the Judge delivered an opinion, in which Judge Smith concurred, declaring the law unconstitutional and void. Now for the sequel. In his address, Judge Shackelford says:

"This decision gave serious offense to the Superintendent of Public Instruction, Gen. Eaton, and the whole machinery of the office. The County Superintendents, regulated by their grand lead at the capital, were brought into requisition and force to have us overthrown in the convention. Combinations were thus formed, and the result is this before the people—Smith and I went overboard. A tax amounting to \$5,000 a year had been levied in the sub district at Clarksville—a large sum to pass through a few hands, not to educate the children, but for incidental expenses. The County Superintendent for that county receives a salary of about \$300. I am as much a member of common schools, as any man in the State; but I am unwilling, by any act of mine, unless I am compelled by positive law to do so, to permit the levy of taxes in addition to the enormous burden now upon the people, and take from them their hard earnings and give to strangers who are fattening upon our substance."

Judge Shackelford states that he and Judge Smith in arriving at this decision, were governed by a decision of the Supreme Court of this State, rendered in 1832, when Judges Green, Catron and White were on the bench, in which it was held that the Legislature had no power to delegate the right to levy and collect a tax. The constitution of 1834 being framed in accordance with this decision, Shackelford and Smith, being the majority of the court, held that the Legislature could not delegate to the sub-district directors the power to levy and collect a tax, as prescribed in the act of March 14, 1868. Judge Shackelford declares that he "could not have faced an honest Tennessee lawyer and held otherwise." For this honest discharge of duty the Judge tells the people of Tennessee that the Superintendent of Public Instruction and his sub-agents throughout the State have been working with might and main to have himself and Judge Smith defeated in the convention, and they triumphed. We desire to call the particular attention of the tax payers of the State to this resolution. Here was an onerous tax assessed upon property-holders in addition to the heavy tax already imposed by the Legislature, and voted to mainly by men who pay neither a property nor poll tax, and when Judges of the Supreme Court, in the conscientious discharge of their duty, and in the light reflected by the great minds of Green, Catron, and White, declare this tax unconstitutional, the Superintendent of Public Instruction marshals his paid subordinates, and instead of looking after the interests of the schools in operation, they go into political meetings and labor to have these Judges defeated for this decision, that others who they hope will prove more pliable, may take their places. They are not content with the taxes already wrong from the people for school purposes and misapplied by Radical officials, but they make relentless war upon the men who stand between them and their pet scheme of still further taxing the people in the name of common schools. Do we find them prosecuting the officials who have misappropriated the funds collected for school purposes as they persecute the men who stand between them and the imposition of a further tax upon the people? Not a bit of it. Their wrath is excited to white-hot because they are estopped from imposing additional taxes upon the men of property who are to have no voice in the matter, but they have no word of reproach for the Radical officials who have squandered or misappropriated the funds set aside by special legislative enactment or collected in the shape

of taxes from the property owners, and the white citizens who pay a poll tax, for the benefit of common schools. Their wrath is excited only when they are prevented from forcing from an oppressed people additional taxes, "not to educate the children," as Judge Shackelford states, "but for incidental expenses." The plain meaning of this is, for the benefit, if not of themselves, of the favorites of these officials who are controlled by the nod and beck of the Superintendent of Public Instruction. This is the iniquity which Judges Shackelford and Smith struggled in his first pulsations, and for which, through the exertions of the Superintendent of Public Instruction, in the Radical county meetings and the State convention of that party, they were thrown overboard. This revelation of Judge Shackelford shows how the legion of office-holders created by the Radical Legislature have fastened themselves upon the body politic like so many leeches, and how they are sapping the substance of this people, and how every barrier of law which represents them is to be broken down.

RESPECT FOR LAW AND ORDER IN EAST TENNESSEE.

We invite the attention of Gov. Senter to the article printed elsewhere, detailing the particulars of a diabolical outrage committed in the loyal county of Blount. "A devout, humble and inoffensive minister of the Gospel of Christ—a man whose christian excellencies of character are well becoming his holy profession—whose mission, under the sanction of his church and the authority of his God, would have been sufficient in other climes, to disarm even the savage of his ferocity and awe him into reverence—has been again cruelly mobbed and bruised and beaten with many stripes, on the Sabbath day, almost within hearing of the church bells of Knoxville." This is the second ministry of the gospel that has been cruelly beaten in Blount county by a mob of bigoted, illiberal partisans, for no other reason than that he was a minister of the Methodist Episcopal Church South. The men who mobbed and almost murdered the Rev. Mr. Neal escaped with impunity, and now a similar occurrence has disgraced the annals of Tennessee. We call the particular attention of Gov. Senter to the fact that when outrages were committed by lawless bands in counties in this division of the State, the "loyal militia" were precipitated upon those counties. There was no scruple about inflicting the militia upon this people, notwithstanding it was susceptible of the clearest proof that they do not sympathize with or encourage mob violence. We are aware that Gov. Senter did not call out or order the militia into these counties, but he has permitted them to remain as a standing menace to the people, and to that extent has sanctioned the act of his predecessor. What better then are the people of Blount county, where these diabolical outrages have occurred, than those of Giles. In the latter county a minister of the gospel of any denomination is as safe and free from molestation as he would be here in Nashville. The Radicals of Blount county will not tolerate religious freedom, and two Methodist preachers have barely escaped with their lives from mobs in that county. Giles has been punished with militia; is Blount to escape? If the militia were necessary to keep the citizens of Giles in subjection, as was pretended, what should be done with loyal Blount? It would be an act of retributive justice to declare martial law and quarter a few companies of militia in Blount to teach the Radicals there toleration and respect for law. And we insist that Gov. Senter apply the Radical panacea for lawlessness and mob violence to that people, or that he disband the militia at once.

Commenting on the diabolical outrage committed by Radicals in Blount county, the Knoxville Press and Herald says:

"The swift recurrence of this outrage in our very midst, coupled with the threats of the perpetrators that their repetition may be daily looked for, is well calculated to shock and to startle a people who have been educated to reverence a God and to respect the ministry. We have become somewhat indifferently to crime and to deeds of cruelty, of late years; but even the war, with all its demoralizing influences, had not prepared our community to receive this outbreak of barbarism and savage cruelty as the civilization (?) of Blount county seems capable of perpetrating. The mind of every reader will naturally inquire: What has inspired this diabolical spirit of intolerance and wicked persecution of a branch of the Christian Church? It is not the result of a life-long education with these men. Their fathers before them taught them no such acts of cruelty and barbarism. They were born in the land of the free, and their fathers were free men, who instilled into them the principles of the Christian religion. Religious bigotry has shed rivers of blood in its day, but it is not responsible for this outrage. Fanaticism persecutes the christian missionary with the sword and the torture, but the scene of this persecution is in a christian community. Whence, then, did this diabolical act originate? Who inspired it, if neither religious bigotry, nor fanaticism, nor yet pagan fury urged on its perpetrators? The answer is, we know not, but the question, differ in no respect from those which the instigators and perpetrators of the villainous plot, Religious bigotry has shed rivers of blood in its day, but it is not responsible for this outrage. Fanaticism persecutes the christian missionary with the sword and the torture, but the scene of this persecution is in a christian community. Whence, then, did this diabolical act originate? 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